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**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION  
USING AN APPLICATION DATA SHEET (37 CFR 1.76)**

<b>Title of Invention</b>	<b>COMPOUNDS AND METHODS FOR TREATING CANCER AND INFLAMMATION</b>
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As the below named inventor(s), I/we declare that:

This declaration is directed to:

- ☐ The attached application, or  
☒ Application No. 10/520,250, U.S. National Phase of PCT/CA03/000975 filed June 25, 2003,  
☐ as amended on \_\_\_\_\_ (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT International filing date of the continuation-in-part application.

All statements made herein of my/our own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

**FULL NAME OF INVENTOR(S)**Inventor one: Zaihui ZhangCitizen of: CanadaSignature: Date: Oct 14, 2005Inventor two: David L. CharestCitizen of: Canada

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Inventor three: Jun YanCitizen of: Canada

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

☐ Additional inventors or a legal representative are being named on \_\_\_\_\_ additional form(s) attached hereto.

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1 minute to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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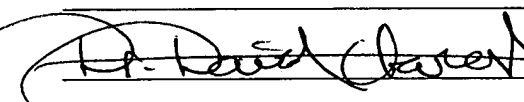
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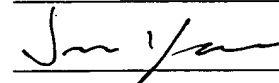
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**FULL NAME OF INVENTOR(S)**

Inventor one:	<u>Zaihui Zhang</u>	Citizen of:	<u>Canada</u>
Signature:	<u></u>	Date:	<u></u>

Inventor two:	<u>David L. Charest</u>	Citizen of:	<u>Canada</u>
Signature:	<u></u>	Date:	<u>September 19/05</u>

Inventor three:	<u>Jun Yan</u>	Citizen of:	<u>Canada</u>
Signature:	<u></u>	Date:	<u>Sept. 28, 2005</u>

☐ Additional inventors or a legal representative are being named on \_\_\_\_\_ additional form(s) attached hereto.

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PTO/SB/96 (08-03)  
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Zaihui Zhang et al.  
Application No: 10/520,250, U.S. National Phase of PCT/CA03/000975 filed June 25, 2003

Entitled: COMPOUNDS AND METHODS FOR TREATING CANCER AND INFLAMMATION

QLT Inc. a corporation  
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by percentage) of its ownership interest is \_\_\_\_\_%

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above.  
The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title noted in B above are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Oct. 18, 2005 Jennifer Kaufman-Shaw  
Date Typed or printed name  
(604) 707-7519 Jennifer Kaufman-Shaw  
Telephone Number Signature  
Chief Patent Counsel  
Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**COPY**

**ASSIGNMENT**

**COPY**

THIS ASSIGNMENT, by

**Zaihui Zhang**, having a mailing address of:  
4038 MacDonald Street, Vancouver, British Columbia, Canada V6L 2N9;

**David L. Charest**, having a mailing address of:  
4640 West 15<sup>th</sup> Avenue, Vancouver, British Columbia, Canada V6R 3B6; and

**Jun Yan**, having a mailing address of:  
819 Alderson Avenue, Coquitlam, British Columbia, Canada V3K 1V3;

(hereinafter referred to as the ASSIGNORS), witnesseth:

WHEREAS, said ASSIGNORS have invented certain new and useful improvements in **COMPOUNDS AND METHODS FOR TREATING CANCER AND INFLAMMATION**, set forth in an application for Letters Patent of the United States filed and assigned Application Serial No. **10/520,250**. This application is a national stage application filed under 35 U.S.C. 371 of International Application No. PCT/CA03/000975, accorded an International Filing Date of June 25, 2003; which claims the benefit of U.S. Provisional Patent application No. 60/393,700 filed July 2, 2002; and

WHEREAS, **QLT Inc.**, a corporation duly organized under and pursuant to the laws of the Province of British Columbia and having its principal place of business at 887 Great Northern Way, Vancouver, British Columbia V5T 4T5 Canada (hereinafter referred to as the ASSIGNEE) is desirous of acquiring the ASSIGNORS' entire right, title and interest in and to said invention and said application for Letters Patent of the United States, and in and to any Letters Patent or Patents, United States or foreign, to be obtained therefor and thereon:

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and sufficient considerations, the receipt of which is hereby acknowledged, said ASSIGNORS have sold, assigned, transferred and set over, and by these presents do sell, assign, transfer and set over, unto said ASSIGNEE, its successors, legal representatives and assigns, their entire right, title and interest in and to the above-mentioned invention, application for Letters Patent and any and all Letters Patent or Patents in the United States of America and all foreign countries which may be granted therefor and thereon, and in and to any and all divisions, continuations and continuations-in-part of said applications, or reissues or extensions of said Letters Patent or Patents, and all rights under the International Convention for the Protection of Industrial Property, including the right to file foreign applications directly in the name of ASSIGNEE and to claim priority rights deriving from said United States application to which said foreign applications are entitled by virtue of international convention, treat or otherwise, said invention, application and all Letters Patent on said invention to be held and enjoyed by said ASSIGNEE, for its own use and the use of its successors, legal representatives and assigns, to the full end of the term or terms for which Letters Patent or Patents may be granted, as fully and entirely as the same would have been held and enjoyed by the ASSIGNORS, had this sale and assignment not been made.

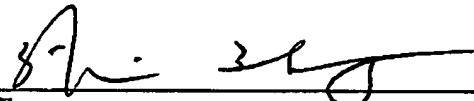
AND for the same consideration, said ASSIGNORS hereby covenant and agree to and with said ASSIGNEE, its successors, legal representatives and assigns, that, at the time of execution and delivery of

these presents, said ASSIGNORS are the sole and lawful owners of their entire right, title and interest in and to said inventions and applications, above-mentioned, and that the same are unencumbered and that said ASSIGNORS have good and full right and lawful authority to sell and convey the same in the manner herein set forth.

AND for the same consideration, said ASSIGNORS hereby covenant and agree to and with said ASSIGNEE, its successors, legal representatives and assigns, that said ASSIGNORS will, whenever counsel of said ASSIGNEE, or the counsel of its successor, legal representatives and assigns, shall advise that any proceeding in connection with said inventions, or said applications, or any proceeding in connection with Letters Patent for said inventions in any country, including interference proceedings, is lawful and desirable, or that any division, continuation or continuation-in-part of any application for Letters Patent or any reissue or extension of any Letters Patent, to be obtained thereon, is lawful and desirable, sign all papers and documents, take all lawful oaths, and do all acts necessary or required to be done for the procurement, maintenance, enforcement and defense of Letters Patent for said inventions, without charge to said ASSIGNEE, its successors, legal representatives and assigns, but at the cost and expense of said ASSIGNEE, its successors, legal representatives and assigns.

AND said ASSIGNORS hereby request the Commissioner of Patents to issue said Letters Patent of the United States to said ASSIGNEE as the ASSIGNEE of said inventions and the Letters Patent to be issued thereon for the sole use of said ASSIGNEE, its successors, legal representatives and assigns.

This Assignment is effective as of June 25, 2003.

Oct. 17, 2005   
Date Zaihui Zhang

I do hereby certify that Zaihui Zhang

who is personally known to me/or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to this instrument,

did appear before me and sign this instrument and did statutorily declare before me upon oath that he executed the same in my presence for the uses and purposes therein expressed.

  
Signature of Notary Public

Printed Name

**KAREN G. CORRAINI**  
**BARRISTER & SOLICITOR**

My appointment does not expire

September 19/08 David L. Charest  
Date David L. Charest

I do hereby certify that David L. Charest

who is personally known to me/or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to this instrument,

did appear before me and sign this instrument and did statutorily declare before me upon oath that he executed the same in my presence for the uses and purposes therein expressed.

Mary Anne Richter

Signature of Notary Public **MARY ANNE RICHTER**

*Barrister and Solicitor*

Printed Name

**310 - 5687 YEW STREET  
VANCOUVER, B.C. V6M 3Y2  
304-264-1110**

My appointment does not expire

Sept. 28, 2005  
Date

Jun Yan  
Jun Yan

I do hereby certify that Jun Yan

who is ~~personally known to me~~ or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to this instrument,

did appear before me and sign this instrument and did statutorily declare before me upon oath that he executed the same in my presence for the uses and purposes therein expressed.

D. Assaly  
Signature of Notary Public

DORI C. ASSALY  
~~Barrister & Solicitor~~  
Printed Name BLAKE, CASSELS & GRAYDON LLP  
Suite 2600, Three Bentall Centre  
595 Burrard St., P.O. Box 49314  
My appointment ~~does not expire~~ V7X 1L3  
(604) 631-3384